

**** E-filed April 27, 2011 ****

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Attorneys for Defendant S.C. Johnson & Son, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

WAYNE KOH, on behalf of himself and all
others similarly situated

Plaintiff,

vs.

S.C. JOHNSON & SON, INC.,

Defendant.

Case No.: 09-cv-00927 RMW

**STIPULATION AND ~~PROPOSED~~ ORDER
POSTPONING HEARING ON
PLAINTIFF'S MOTION TO COMPEL
AS MODIFIED BY THE COURT**

Current Date: May 3, 2011

New ~~Proposed~~ Date: June ²¹ 23, 2011

Plaintiff Wayne Koh and Defendant SC Johnson & Son, Inc. (collectively, the "Parties"), by their attorneys, hereby stipulate, contingent upon permission of the Court, to the following postponement of the hearing before Magistrate Judge Lloyd on Plaintiff's Motion to Compel Production of Documents Withheld on Grounds of Attorney-Client Privilege and/or Attorney Work Product (Dkt. 93) ("Plaintiff's Motion to Compel") from May 3, 2011 to June 23, 2011.

Stipulation and ~~Proposed~~ Order Postponing Hearing

Case No. 09-cv-00927 RMW

STIPULATION

WHEAREAS, the Parties recently entered serious settlement negotiations, and are in the process of retaining a private mediator; and

WHEREAS, the Parties expect to meet with the private mediator in late May or early June, 2011;

WHEREAS, the Parties believe that it is in the best interest of efficiency and judicial economy if they focus their efforts to determine if the matter can be settled at this point without further discovery and motion practice;

WHEREAS, the Parties believe a postponement of the hearing on Plaintiff's Motion to Compel from the currently scheduled date of May 3, 2011 to June 23, 2011 will allow the Parties enough time to focus on mediation and achieve judicial economy.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD, CONTINGENT UPON PERMISSION OF THE COURT, THAT:

The hearing date on Plaintiff's Motion to Compel (Dkt. 93) is postponed from 10:00 a.m. on May 3, 2011 to 10:00 a.m. on June ²¹~~23~~, 2011.

REESE RICHMAN LLP

Dated: April 27, 2011

/s/ Michael R. Reese
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KIRKLAND & ELLIS LLP

Dated: April 27, 2011

/s/ Jeffrey L. Willian
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as modified by the Court

~~PROPOSED~~ ORDER

The motion hearing is continued to Tuesday, June 21, 2011 at 10:00 a.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: April 27, 2011


Howard R. Lloyd
United States Magistrate Judge